IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3747 OF 2007

Smt.Sitabai Chandar Nikam & Ors. ..Petitioners.

V/s.

Shri Sahebrao Gangadhar Kadam & Anr. ..Respondents.

Mr.G.R.Agarwal i/b. R.M.Agrawal & Asso. for petitioners.

CORAM: A.M.KHANWILKAR,J

DATE : JULY 4, 2007.

P.C. :

1. The order which is impugned in this Writ Petition under Article 227 is passed by the trial Court on 11th September, 2006. The order clearly records that the suit has been decreed in terms of the Compromise Petition presented by the parties. Once it is found to be a consent decree, question of assailing such an order directly before this Court under Article 227 does not arise.

2. Counsel for the petitioner submits that the petitioner has already taken recourse to remedy of revision. I am at loss to know as to how revision against such order can be entertained.

3. Be that as it may, this petition is disposed of with observation that the petitioner may be free to pursue such other remedy, as may be permissible by law, which will have to be decided on its own merits, in accordance with the law, in terms of the decision of the Apex Court reported in **AIR 2006 S.C.2628** in the case of **Pushpa Devi Bhagat(D) by LR Vs. Rajinder Singh & ors.**

. Ordered accordingly.